

DEC 22 2023

CLERK, U.S. DISTRICT CLERK
WESTERN DISTRICT OF TEXAS
BY [Signature] DEPUTY

THE STATE OF TEXAS,
Plaintiff,

v.

**U.S. DEPARTMENT OF HOMELAND
SECURITY, ALEJANDRO
MAYORKAS, in his official capacity as
Secretary of the U.S. Department of
Homeland Security, U.S. CUSTOMS &
BORDER PROTECTION, U.S.
BORDER PATROL, TROY A.
MILLER, in his official capacity as
Acting Commissioner for U.S. Customs
& Border Protection, JASON OWENS,
in his official capacity as Chief of U.S.
Border Patrol, and JUAN BERNAL, in
his official capacity as Acting Chief
Patrol Agent, Del Rio Sector U.S. Border
Patrol,**



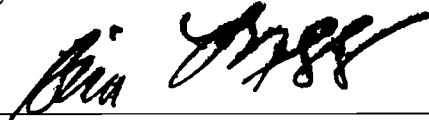
Civil Action No. DR-23-CV-00055-AM

It is **ORDERED** that the Defendants' motion to stay district court proceedings pending appeal or else to extend the time for the Defendants to respond to the Complaint by 30 days [ECF No. 72] is **GRANTED IN PART** and **DENIED IN PART**;

It is **FURTHER ORDERED** that the opposed section of the Defendants' motion concerning a stay of district court proceedings pending appeal is **DENIED**, but the unopposed section of the Defendants' motion concerning a 30-day time extension to respond to the Complaint is **GRANTED** only to the extent that the time to respond to the Complaint is extended; and

It is **FURTHER ORDERED** that, pursuant to Federal Rule of Civil Procedure 6(b)(1)(A) and in the interest of judicial economy, the Defendants have 90 days from December 22, 2023 to respond to the Complaint. The matters pending in this Court may be clarified by any decision by the Fifth Circuit Court of Appeals.

SIGNED and ENTERED on this 22nd day of December 2023.



ALIA MOSES
Chief United States District Judge